



# **NORTHAMPTON LICENSE COMMISSION**

**April 7, 2010  
Minutes**

*Commission Chairman Brad Shimel, Commissioner William Rosen,  
Commissioner Stephanie Levin*

Commissioner Shimel opened the meeting at 4:02 p.m., in City Council Chambers, 212 Main Street, Northampton. Commissioner Rosen was present, Commissioner Levin was not yet present.

## **1. APPLICATION FOR SHORT TERM ALL ALCOHOLIC LICENSE**

Northampton Rotary Foundation, Inc.

Northampton Rotary Club

Date and Time of Event: Thursday, April 15, 2010, 6:30 pm – 9:00 pm, Spring Social

Location: Northampton Center for the Arts

This is a Non-Profit Organization

Insurance binder has been provided.

Server certificate information will be provided.

Karen Jackson was present for the application. Ms. Jackson presented a flyer of the event.

**Commissioner Rosen moved approval of the application; Commissioner Shimel seconded. The vote passed unanimously (2-0).**

## **2. APPLICATION FOR SHORT TERM WINE & MALT LICENSE**

Academy of Music, 274 Main Street, Northampton

Date and Time of Event:

Saturday, April 17, 2010, 6:30 pm – 11:00 pm, "Women in Comedy" concert

Sunday, April 25, 2010, 6:30 pm – 11:00 pm, "WGBY Earth Day Concert with Dar Williams"

Location: Academy of Music

Insurance binder is valid through September 1, 2010

Server certification information has been provided.

Request Fee Waiver

Matt Meers was present for the application. He noted the request for a fee waiver.

**Commissioner Rosen moved approval of the application, with fee waived; Commissioner Shimel seconded. The vote passed unanimously (2-0).**

**Commissioner Levin arrived at 4:06 p.m.**

**3. APPLICATION FOR SHORT TERM WINE & MALT LICENSE**

Jackson Street School PTO

Date and Time of Event: Saturday, May 1, 2010, 6:30 pm – 10:00 pm, Benefit to raise money for the Jackson Street School PTO including auction, dancing, food and bar

Location: Northampton Center for the Arts

This is a Non-Profit Organization

Insurance binder will be provided.

Server certification has been provided.

Deborah Daniell was present for the application. Ms. Daniell requested a fee waiver. Ms. Daniell provided an insurance binder to the Clerk.

**Commissioner Rosen moved approval of the application, with fee waived; Commissioner Levin seconded. The vote passed unanimously (3-0).**

**4. APPLICATION FOR SHORT TERM WINE & MALT LICENSE**

The Trustees of Smith College d/b/a Smith College Dining Services

30 Belmont Ave., Northampton, MA 01060

Date and Time of Event: Saturday, April 10, 2010, 8:00 p.m. – 10:30 p.m.,

Student Party, referred to as Starlite Ball

Location: Outside in Large Quad (Rain location Scott gym)

Insurance binder will be provided.

Server certification will be provided.

Kathleen Zieja was present for the application. Insurance binder on file at License Commission office is in effect through July 1, 2010. Ms. Zieja provided a copy of 50 servers now certified through ServSafe Training at Smith College. Ms. Zieja explained to the Commission that this event would have partitions and supervision, as well as security. All ID will be checked.

**Commissioner Rosen recused himself from this item. Commissioner Levin moved approval of the application; Commissioner Shimel seconded. The vote passed unanimously (2-0).**

**5. APPLICATION FOR TRANSFER OF LICENSE, CHANGE OF LOCATION AND CHANGE OF MANAGER AND PLEDGE OF LICENSE**

Osaka Japanese, Inc., 7 Old South Street, Northampton

Transfer of license from: Jamie Corporation d/b/a Silent Cal's Café, 96 Pleasant Street, Northampton – Annual All Alcoholic Restaurant license

Application includes Transfer of License, Change of Location, Change of Manager, Pledge of License, and Surrender of Annual Wine and Malt Regular Restaurant License #090000099 of Osaka Japanese, Inc. contingent upon approval of the Northampton License Commission and Alcoholic Beverages Control Commission

Attorney Roger Lipton and Proposed Manager Supicha Laksanachai were present for the application. Attorney Lipton stated that Osaka Japanese has a purchase and sale agreement with the owner of License #090000041 of Silent Cal's Café, and the application is to transfer this license to Osaka, change the license location from 196 Pleasant Street to 7 Old South Street, change the manager of Osaka Japanese to Supicha Laksanachai, and pledge the transferred License #090000041 to United Bank.

Commissioner Rosen asked if the porch area is included in this application. Attorney Lipton confirmed that it is included. Commissioner Rosen asked the plans of the current manager. Attorney Lipton stated that he would be leaving.

Commissioner Levin asked that the record show that the Commission advises the proposed manager of the establishment must keep an eye on that outdoor space with an all alcohol license. Proposed manager Laksanachai and Attorney Lipton acknowledged this advice of the Commission. Ms. Laksanachai presented her ServeSafe Training Certificate #5598912 to the Clerk to include with the documents of the application.

Commission Shimel stated that a 16C Finding stating there is no detriment to any churches, schools, synagogues or hospitals must also be done for this application.

**Commissioner Rosen moved approval of the 16C Finding; Commissioner Shimel seconded. The vote passed unanimously (3-0).**

**Commissioner Shimel moved approval of the application for transfer of license of Jamie Corporation d/b/a Silent Cal's Café to Osaka Japanese, Inc., change of location from 196 Pleasant Street to 7 Old South Street, change of manager to Supicha Laksanachai, and pledge of license to United Bank; Commissioner Levin seconded. The vote passed unanimously (3-0).**

**6. Discussion of progress of corrective measures– Mulino's Trattoria and Bishop's Lounge**

Corrective measures to balcony suggested at July 22, 2009 meeting of Northampton License Commission (attached memo and documents)

Volkan Polatol, owner, and Efthimios Rizos, manager, were present to address the Commission. Mr. Polatol explained that the extension has been built and completed in the past two weeks. The extension is 5-foot high made of Lexan glass. It will be horizontal, "like a bus stop", and will not affect the image of the establishment. Mr. Polatol stated he is still taking measures such as watching over the balcony and picking up cups and bottles, but sometimes events have happened. Most patrons are no trouble, with a good crowd enjoying the establishment. Mr. Polatol estimated that, weather permitting, a lift will bring up the structure to the balcony and weld it down onto the balcony. The structure is crankable and can open and close. Mr. Polatol stated that there were three things to be considered: 1) Safety, 2) Durability, with weather, wind and no other problems in long term, and 3) Image – a very nice historical building. Mr. Polatol stated that Lexan glass is used by Nascar. The structure should be complete by the end of next week (approximately April 17-18).

Commissioner Rosen asked Mr. Polatol what he would do if a patron still threw a bottle over the balcony? Would Mr. Polatol bring a complaint? Mr. Polatol stated he hoped that would not happen, but if such an intentional incident occurred, as in any bar or restaurant, he would, of course, cooperate with police and deal with that person. Mr. Polatol stated that he is also working with his security people to install a camera on the balcony, so there would be evidence to resolve if any such incident ever occurred.

Commissioner Shimel thanked Mr. Polatol for explaining these measures to the Commission, and asked Mr. Polatol to notify the Clerk when the structure installation is complete. Mr. Polatol stated he would do so.

## **7. NEW BUSINESS**

The Clerk explained that two applications for Short Term Wine & Malt licenses came in after the agenda was published:

### **APPLICATION FOR SHORT TERM WINE & MALT LICENSE**

The Performance Project

Northampton, MA 01060

Date and Time of Event: Saturday, April 24, 2010, 7:00 – 10:00 pm

Event: Benefit Fundraiser for The Performance Project

Location: Northampton Center for the Arts, 17 New South Street

Insurance binder will be provided.

Server certification will be provided.

Ms. Ingrid Askew was present for the application. The event is performance by local artists and youth with silent auction and food. The wine is complimentary.

**Commissioner Levin approved the application, contingent upon insurance binder and server information is provided; Commissioner Rosen seconded. The vote passed unanimously (3-0).**

## **APPLICATION FOR SHORT TERM WINE & MALT LICENSE**

The Pioneer Valley Symphony

Northampton, MA 01060

Date and Time of Event: Sunday, May 2, 2010, 3:30-5:30 pm

Event: "South of the Alps" concert

Location: Northampton Center for the Arts, 17 New South Street

Insurance binder will be provided.

Server certification will be provided.

Bela Breslau was present for the application. The event is a recital and pianist William Perry, with a reception to meet the artists.

**Commissioner Levin approved the application, contingent upon insurance binder and server information is provided; Commissioner Rosen seconded. The vote passed unanimously (3-0).**

\*Clerk's note: The application asked for a fee waiver, but Ms. Breslau did not ask this of the Commission. The fee is \$60.

### **8. Memo regarding formal policy decision on availability of liquor license(s).**

The memo was discussed (attached). The Commission discussed possible ways to handle and/or advertise the available license. Mr. Eric Suher was present at the meeting, and asked that his opinion be heard. The Commission agreed to hear Mr. Suher's opinion.

Mr. Suher stated that it has always been the business owner's responsibility to seek out from the Commission or the Secretary of the Commission as to the availability of licenses. Mr. Suher believes it would not be fair to offer the license only to seasonal or present licensees of restaurants, as there is always the possibility of other potential business owners who would be interested.

Commissioner Rosen suggested placing a legal advertisement of the available license. After some discussion, the Commission agreed that the license should be made known to the next applicant who inquires about the availability of liquor licenses. No formal policy was determined. It is rare that a license becomes available at all, as the ABCC maintains quotas on all license types.

### **9. Memo regarding clarification of Short Term Liquor Licenses.**

The memo was discussed (attached). The Clerk has notified Northampton Center for the Arts of this clarification, as several weddings and events have taken place there. The Clerk will also put this information on the City website.

**10. Approval of Minutes of March 3, 2010 and March 24, 2010**

**Commissioner Rosen moved approval of the March 3, 2010 and March 24, 2010 minutes; Commissioner Shimel seconded. The vote passed unanimously (3-0).**

**At 4:58 pm, Commissioner Rosen moved to adjourn and was seconded by Commissioner Levin. The vote passed unanimously (3-0).**

**The next meeting is May 5, 2010 at 4:00 p.m.**

*Respectfully submitted,  
Mary L. Midura  
Executive Secretary*

**Northampton Police Department  
Office of the Chief**



# Memo

**To:** Northampton License Commission

**From:** Chief Russell P. Sienkiewicz

**CC:**

**Date:** 15 March 2010

**Re:** Bishop's Lounge

A handwritten signature in black ink, appearing to be "R. Sienkiewicz", written over the "CC:" field.

On 7 MAR at 0104 hrs, a crowd standing on the sidewalk below Bishop's balcony were nearly struck by a beer bottle falling from the balcony (see attached report 10-566-OF incl supplements).

It was noted at that time and by subsequent examination that Bishop's had not complied with the agreement during the July '09 License Commission to install some type of barrier to protect pedestrians (refer to meeting transcript on file).

Note the Commission and police department agreed to allow Mr Polatal some time to design and install an attractive barrier and in November '09, officers spoke with Mr Polatal as no barrier had been constructed. His reply was he was working on the final design.

After this incident in March '10, officers again spoke with Mr Polatal, who reiterated he was still working on it, as the weather has been a problem.

As nine months have passed since his agreement to do a barrier installation, it is apparent to me that Mr Polatal is dragging his feet on this issue.

His agreement was with the License Commission, and short of requesting a hearing, I am asking the Commission use whatever means necessary to address this clear public safety hazard, and have Bishop's comply. Thank you.



Northampton Police Department  
Incident Report

Page: 1  
03/15/2010

Incident #: 10-566-OF  
Call #: 10-5972

Date/Time Reported: 03/07/2010 0104  
Report Date/Time: 03/07/2010 0350  
Status: No Crime Involved  
Reporting Officer: Patrol Adam Van Buskirk 4390  
Assisting Officer: Patrol Thomas Briotta 4392

Signature: \_\_\_\_\_



# EVENTS (S)

LOCATION TYPE: Bar/Night Club      Zone: Main Footbeat Lower  
BISHOPS LOUNGE  
41 STRONG AVE  
NORTHAMPTON MA 01060

1 SAFETY CONCERN

#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
1	BISHOPS LOUNGE 41 STRONG AVE NORTHAMPTON MA 01060	BUSINESS					
2	POLATOL, VOLKAN 20 HAMPTON AVE 311 NORTHAMPTON MA 01060-4428 DOB: 08/17/1978 EMPLOYER: BISHOPS'S LOUNGE    413-586-8900 CONTACT INFORMATION: Home Phone            (Primary)    413-250-5447 Home Phone                            413-586-8900	OTHER	M	W	31		413-250-5447



NARRATIVE FOR PATROL ADAM J VAN BUSKIRK 4390

Ref: 10-566-OF

Entered: 03/07/2010 @ 0354      Entry ID: 207  
Modified: 03/12/2010 @ 1112      Modified ID: 134

On Sunday, March 7, 2010 at approximately 0104 hours, Officer Briotta and I (Officer Van Buskirk) were on foot patrol in the area of Strong Ave. While on patrol we observed a large number of patrons standing in front of 41 Strong Avenue.

While walking towards 41 Strong Ave, we observed a glass Red Stripe beer bottle falling from the balcony of Bishop's Lounge. The bottle fell approximately five to ten feet away from persons standing outside of 41 Strong Ave. The bottle shattered into many pieces and did not strike or harm any persons. Officers immediately looked towards the balcony but did not view any persons near the area of where the bottle had fallen from. Persons in front of 41 Strong Ave left the area after the bottle had fallen and were reluctant to give officers any personal information.

Officers proceeded into Bishop's Lounge and spoke with Owner (Volkan Polatol). Officers advised Polatol that we just observed a bottle fall from his balcony and shatter on the sidewalk below. Polatol immediately looked at me and said, "Really, are you sure?". I advised him that I was approximately 100 yards away and witnessed it. Polatol stated that they are usually pretty good about the situation. Polatol stated that on Thursday nights they only serve in plastic cups due to the nature of the crowd. I asked Polatol why they served plastic cups. Polatol stated they use plastic cups due to the concern for persons throwing bottles off of the balcony. I advised Polatol that not allowing glass on the balcony any night would probably be the best way to deter future incidents. Polatol stated that he would look into it and stated he would monitor the balcony the rest of the evening.

No persons on the balcony witnessed any person throwing a bottle off of the balcony. No persons on the balcony witnessed the bottle falling from the balcony.

Referring to 09-1140-OF, Officer Henderson requested a License Commission Hearing for a similar incident. Officer Henderson stated in his narrative that multiple glass bottles were thrown from the balcony. Polatol stated on May 9, 2009 that they stopped allowing glass on Thursday nights to prevent these types of incidents. Officer Henderson stated that there have been multiple problems in the past. It was also noted that it was suggested that Bishop's screens in the porch or avoid glass all together to avoid future incidents.

SUPPLEMENTAL NARRATIVE FOR PATROL STEPHEN R SUPERBA-599

Ref: 10-566-OF

Entered: 03/11/2010 @ 0223  
Modified: 03/12/2010 @ 1112Entry ID: 73  
Modified ID: 134

On 3/10/2010 at approximately 2330 hours, Off. Korepta and myself went to Bishop's Lounge at the request of SSG Cartledge to check on the status of the balcony and to speak with the owner, Volkan Polatol. Specifically, POLATOL had made arrangements with the License Commission at a prior hearing to install a safety barrier that would ensure that bottles and glasses could not inadvertently be dropped from the balcony onto the sidewalk/street below. Based on the report filed by Off. VanBuskirk on 3/07/2010, we were tasked with inspecting the balcony to see if any progress had been made relative to the installation of this barrier and to take photos to record the present status of the balcony.

Note at this time that I accompanied SSG Powers to Bishop's on 11/07/2009 at approximately 0220 hours to inquire as to the progress the establishment had made in fulfilling the License Commission's order to erect a barrier around the balcony. On that occasion we spoke with POLATOL who informed us that he had contracted a metal fabricator in Hatfield who was in the process of welding together a barrier that would wrap around the base of the balcony to intercept items dropped from the balcony. POLATOL informed us that this structure was going to incorporate many of the lines of the balcony so that it would be aesthetically pleasing. At this time POLATOL was unable to provide a time frame for the production of the fixture as it was in the hands of the manufacturer.

On this date, photos were taken, however, POLATOL was not on duty at this time. I did speak with the manager, Franz Kromholz, and informed him of our reasons for the visit and informed him that we would be returning the following night when the owner was going to be on duty.

SUPPLEMENTAL NARRATIVE FOR PATROL STEPHEN R SUPERBA-599

Ref: 10-566-OF

Entered: 03/12/2010 @ 0240

Entry ID: 73

Modified: 03/12/2010 @ 1113

Modified ID: 134

On 3/12/2010 at approximately 0140 hours, I went to Bishop's to speak with the owner, Volkan Polatol. My intention was to simply inform him that the Chief of Police would be bringing the matter to the attention of the License Commission as a result of the dropped bottle on 3/07/2010.

POLATOL advised me that he wanted me to pass on some information to the Chief. POLATOL advised me that on 3/07/2010 he was stationed on the balcony monitoring the activity. POLATOL did an investigation after being informed by the police about the dropped bottle and found that a patron had dropped the bottle purposely with the intention of depositing said bottle in the city owned trash can on the sidewalk below. POLATOL states this must have occurred at a time when he was not looking. As a result, POLATOL moved the trash can out from under the balcony in an effort to remove any future temptations. POLATOL went onto say that the addition to the balcony has not progressed as of this time because the weather since 11/07/2009 has not been conducive to welding; i.e. wind, snow, rain, and cold. On the morning of the dropped bottle POLATOL reached out to his welder and reminded him of the work, POLATOL advises the work is going to go forth soon. POLATOL advised me I could see the welder's work at [www.billbry.com](http://www.billbry.com). I went on this site and did not see any architectural style welding.

I advised POLATOL that if he wanted to forward all this information in an attempt to ward off notification to the License Commission he should stop by during business hours and speak directly to the Police Chief. POLATOL stated he would stop by on Monday 3/15/2010 at 1100 hours.

*This was Cancelled  
By me -  
Chief S.*

For Date: 03/26/2010 - Friday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
10-7517	0130	Initiated - Miscellaneous	Investigated Incident	3	
Call Taker: 9043 - Dispatcher Rodney Burrell					
Call Closed By: 9042 - Dispatcher Meghan Connor 03/26/2010 0156					
Call Modified By: 9042 - Dispatcher Meghan Connor					
Location/Address: [NOM 627] BISHOPS LOUNGE - 41 STRONG AVE					
Initiated By: 207 - Patrol Adam J Van Buskirk 4390					
ID: 207 - Patrol Adam J Van Buskirk 4390					
Arrvd-01:30:00 Clrd-01:56:40					
Cleared By: 9042 - Dispatcher Meghan Connor					
Narrative: 03/26/2010 0351 Patrol Adam J Van Buskirk 4390					
Modified By: 03/26/2010 0354 Patrol Adam J Van Buskirk 4390					

Observed traffic in front of Bishop's Lounge and on the Balcony. Observed Multiple plastic cups thrown from balcony. Spoke with Volkan Polatol and warned him about the issue. Polatol advised that the screen was going on the balcony next week. Polatol advised that he would be monitoring the balcony more closely while awaiting the screen to go on the balcony.

- MABN Midv38  
Couldn't SNTS This Electronically  
FYI \* updates on Bishop's  
Okey [Signature]



City of Northampton, Massachusetts  
License Commission  
City Hall, 210 Main Street  
Northampton, MA 01060  
(413) 587-1210 Fax: (413) 587-1264

Brad A. Shimel, Chair  
Mary L. Midura, Clerk

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March 15, 2010

Mr. Volkan Polatol  
VAEP, LTD D/B/A MULINO'S TRATTORIA and BISHOP'S LOUNGE  
41 Strong Avenue  
Northampton, MA 01060

Dear Mr. Polatol:

The Northampton License Commission respectfully requests that you attend the April 7, 2010 meeting of the Northampton License Commission. The meeting begins at 4:00 p.m. in City Council Chambers, 212 Main Street, Northampton, MA.

The Northampton License Commission would like to discuss suggested changes/improvements to the balcony area of your establishment as previously discussed at the July 22, 2009 meeting of the License Commission. Enclosed is a copy of the minutes of the July 22, 2009 meeting for your information. Please see pages 202-205 for specific discussion of these changes.

Sincerely,

Mary L. Midura  
Executive Secretary

Enclosure



City of Northampton, Massachusetts  
License Commission  
City Hall, 210 Main Street  
Northampton, MA 01060  
(413) 587-1210 Fax: (413) 587-1264

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TO: Northampton License Commission  
FROM: Mary L. Midura, Executive Secretary  
DATE: April 7, 2010  
SUBJECT: Clarification on Liquor License Applications and Quota

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Commissioners – I would like a clarification from you regarding the issuance of liquor licenses.

As I came on board with the City in August of 2008, I was always only able to tell new applicants that we only had Seasonal Wine and Malt Restaurant licenses available for application, with the added ability to Convert to Annual with the added \$5,000 fee payable to the City.

On November 13, 2009, I confirmed with the ABCC that I had two Annual Wine and Malt Restaurant licenses available **within the quota of 6.**

During November 2009, I received two new applications for liquor licenses from Steven Feldmann of Gulu-Gulu Café on November 17, 2009 and Eclipse 186 Main LLC on November 20, 2009. Each applied with the Northampton License Commission and was approved, and with the ABCC for an Annual Wine and Malt Restaurant license.

Since that time, Gulu-Gulu Café was approved, but as Mr. Feldmann pulled out of his business venture in February 2010, the License Commission revoked (with his agreement) the license on March 3, 2010. Mr. Feldmann had not paid for the license.

Eclipse 186 Main LLC was approved and has paid the annual license fee.

This now means that I have **one Annual Wine and Malt Restaurant license available.**

On March 12, 2010, I received approval of a New Seasonal Wine and Malt Restaurant license for James Laing d/b/a No. 40 Green Street. On February 3, 2010, the License Commission approved his application for a New Seasonal Wine and Malt Restaurant license **and** an application for Conversion from Seasonal to Annual Wine and Malt Restaurant license. The process we currently have in place would be that, now that the No. 40 Green Street Lunch license is approved, to send in the application for the Conversion from Seasonal to Annual. Upon approval, this license would be a Conversion license with an additional fee of \$5,000 to be paid in installments of \$1,000 per year for five years to the City, along with the annual renewal fee.

My question is this: What should I do with the Annual Wine and Malt Restaurant license? Should I notify ALL Seasonal Wine and Malt license holders that there is an Annual Wine and Malt license available? Should I give preference to holders as to who was approved first, and make that clear in my letter?

Seasonal Wine and Malt – in order of approval:

- #31 Taipei & Tokyo
- #82 La Veracruzana
- #96 Siam Square
- #112 Look Park – Pines Theater
- #121 The Yellow Sofa
- #126 No. 40 Green Street Lunch

If a Seasonal Wine and Malt license holder wants to apply for the Annual Wine and Malt license, the approval would have to be contingent upon surrender of the Seasonal license. If the License Commission approves this, that licensee would circumvent the added \$5,000 conversion fee.

I believe that I should NOT make any Annual Wine and Malt Restaurant licenses available for application until a procedure has been established for prioritizing how those licenses should be allocated and whether existing seasonal license holders, especially those who have expressed a desire to convert or who initially inquired about an annual license, should have first priority.

Please consider this information. I would appreciate the License Commission making a formal policy decision on this matter.

# NORTHAMPTON LICENSE COMMISSION

## REPORT OF 2010 ACTIVITY

The Northampton License Commission issued the following number of licenses in the following classes during 2009:

<u>Class</u>	<u>Fee</u>	<u>Number</u>
Package Goods WM	1,000	7 - OVER BY 1
Package Goods AA	1,870 under 5,000 sq.ft. 2,330 over 5,000 sq.ft.	9 - OVER BY 4 1 -
Restaurant WM	1,520	QUOTA = 6 23 = CONVERSIONS 28* - 1 AVAILABLE
Special Wine & Malt	1,520	1 - NOT IN QUOTA
Restaurant AA	2,215	25
General On Premise AA	2,215	6** OVER BY 4
Club AA	1,235	3 1 GOPAA - NOT IN QUOTA
Innholders AA	2,215	3 1 VETS' CLUB - NOT IN QUOTA
Seasonal AA Restaurant	1,520	3
Seasonal WM Restaurant	1,405	6
Seasonal AA Club	775	1
<b>TOTAL LICENSES</b>		<b>93 (3/30/10)</b>

\*Chapter 494 of the Acts of 2004 allowed for conversion of any issued Seasonal Wine & Malt Restaurant license to an Annual Wine & Malt Restaurant License = 23 NOT IN QUOTA

\*\*Chapter 144 of the Acts of 2008 allowed for conversion of an issued Seasonal All Alcoholic Restaurant license to an Annual All Alcoholic Restaurant License

REVOCATION OF #090000123 BISTRO 186 SEASONAL W&M - JAN 20, 2010  
NEW ANNUAL W&M APPROVED 2/5/2010 #090000124 GULU-GULU Café - REVOKED  
3/3/2010 - BUSINESS WITHDRAWN  
NEW ANNUAL W&M APPROVED 3/1/2010 #090000125 ECLIPSE 186 MAIN LLC  
NEW SEASONAL W&M APPROVED 3/11/2010 #090000126 NO.40 GREEN STREET  
LUNCH

\*\*\*\*\*ONE ANNUAL WINE AND MALT RESTAURANT AVAILABLE WITHIN QUOTA  
\* AS OF 3/30/2010\*\*\*\*\*





City of Northampton, Massachusetts  
License Commission  
City Hall, 210 Main Street  
Northampton, MA 01060  
(413) 587-1210 Fax: (413) 587-1264

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TO: Northampton License Commission  
FROM: Mary L. Midura, Executive Secretary  
DATE: April 7, 2010  
SUBJECT: Clarification on Short Term Liquor Licenses

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Per Email To Ralph Sacramone, Director of Operations, Alcoholic Beverages Control Commission, March 29, 2010:

The Northampton License Commission has asked me to ask you several questions regarding One-Day liquor licenses, for clarification.

1) If a wedding is invitation-only, private, but has a cash bar, do they need a One-Day liquor license?

**Yes, any cash transactions are as sale and delivery, MGL Chapter 138, Section 41, and must have a One-Day license.**

2) If the bride and groom pay only a portion of the liquor bill, does the remaining cash bar need a One-Day liquor license?

**Yes, the cash bar portion, as sale and delivery, MGL Chapter 138, Section 41, must have a One-Day license.**

3) Does the ABCC have a flow-chart of such scenarios for One-Day liquor licenses? If so, could I please be provided with this?

**The ABCC is preparing new information regarding One-Day licenses and other forms updates. New information will be offered in training seminars, and on the website [www.mass.gov/abcc](http://www.mass.gov/abcc), in the coming months.**

**Per phone conversation with Ralph Sacramone on Monday, March 29, 2010 at 1:55 p.m.**